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MATTOX SAYS HE DID NOT RUN AWAY

The Operator at Rangoon Protests Innocence: Says Can Prove It.

DID BEST TO GET LAWYERS OPERATOR

Tried in Vain Three Times to Notify Next Station of Approach of No. 33—He Let This Train Into Block Under Instructions, He Says.

LYNCHBURG, VA., December 1.—Telegraph Operator G. D. Mattox, who was in charge of the block telegraph office at Rangoon, on the Southern Railway, and who is charged by officials of the railway with being responsible for the tragic accident, has been located at his boarding-house within a mile of the Rangoon ones, where he declares he has been since the accident, except for a short time.

To-day L. D. Mattox, a brother of the operator, who is a traveling salesman, going that reports that the Southern detectives had been scouring the country for the operator, as contained in statements given out by the company, went to Campbell county to interview his brother. To-night he returned to Lynchburg and gave out the following statement:

"My brother was on duty at Rangoon on the night of the 26th. He can prove that he did not go to sleep and that he did not leave the office two minutes. When train No. 33 approached he let it in the block between Rangoon and Lawyers. He let it into the block under instructions, and he can prove by witnesses that he tried three times to get the operator at Lawyers. In order to notify him of the approach of No. 33. He could not, however, get a response from the Lawyers operator. He has a card to show that he got the block for No. 33. The day operator can prove that he found him on duty when he came at 6 o'clock to relieve him. He did not run away after the accident. He does not feel he is to blame in this matter, and he has made no effort to avoid arrest."

At Home All the Time.

Mattox declared that his brother left his boarding-house only once since the accident, and was sent out for a drive. He was practically reinstated by the wreck, and was represented that his friends thought a drive would do him good. He returned to the boarding-house after this drive, and has been there since. He did not know that any officers of the law had been searching for him.

To-day L. D. Mattox was informed that some of the detectives of the Baldwin Agency were looking for his brother, the operator, and he went to police headquarters, where he learned that no search had been made for the arrest of his brother. Local officials of the Southern were also notified where the operator could be found, and that he had never been a mile from the telegraph office. He is ready to give himself up at any time.

SPENCER'S FUNERAL THIS AFTERNOON

The Arrangements Complete for Service at St. John's Church. Negro Porters Pall-Bearers.

WASHINGTON, D. C., December 1.—Arrangements practically have been completed for the obsequies of the late Samuel Spencer, president of the Southern Railway. The funeral services will take place at 2 o'clock to-morrow afternoon at St. John's Episcopal Church. They will be conducted by Dr. Roland Cotton Smith, rector of St. John's.

The body of Spencer was selected from among the negro porters of the Southern Railway. All of them have been in the service of the system for many years, and all of them were personally acquainted with President Spencer. Those selected are Peter Laws, Frank Palmer, Henry Wilson, Anthony Phillips, Benjamin Warrick, Thomas Winters, George Jones and William Brown.

Members of the office force of the Southern Railway will assemble at the offices in the city at 1:30 P. M. to attend the funeral as a body.

The family of C. T. Spencer and the officials of the Southern Railway have received a large number of telegrams of sympathy and regret at Mr. Spencer's death, voicing the universal appreciation in which he was held throughout the country among all classes of people. Among the senders were Ambassador McCormick, at Paris; A. J. Cassatt, Robert T. Lincoln, Stuyvesant Fish, R. C. Clowry, E. H. Harriman and George J. Gould.

The messages were not confined to railroad officials, but came from boards of trade, mayors and other prominent people from all sections.

BODY OF MR. DAVIS IS LAID TO REST

Impressive Service and Burial With Masonic Honors—Dying Message to His Wife.

ALEXANDRIA, VA., December 1.—The funeral of D. Walter Davis, who was killed in the wreck at Lawyers, Va., on Thursday morning last, took place at 2 o'clock this afternoon from the residence of his father-in-law, Mr. E. C. Joyce, No. 123 King Street, and was very largely attended. Among the organizations which attended the funeral were the Alexandria-Washington Lodge of Masons, of this city, and the Telegraphers' Union of Washington, D. C., of which

PRESENT SILVER SERVICE TO BATTLESHIP TENNESSEE

NASHVILLE, TENN., December 1.—It has been definitely settled that the silver service to be given the cruiser Tennessee by the State of Tennessee will be presented at Hampton Roads, Va., on December 15th.

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EIGHTEEN YEARS FOR MRS. MOULTER

Pulaski Woman Is Convicted of Murder in Second Degree.

POWERFUL PLEA MADE FOR MERCY

Counsel for Prisoner Did Everything Possible to Save His Client, But Testimony Was Against Her and in Favor of Her Husband.

[Special to The Times-Dispatch.]

PULASKI, VA., December 1.—The jury in the trial of Mrs. Harriet Moulder for the murder of her husband, John W. Moulder, brought in a verdict of murder in the second degree and fixed the term of imprisonment at eighteen years in the penitentiary. The jury was out three hours, and it was nearly 6 o'clock this evening when the verdict was rendered.

E. Lee Trinkle, chief counsel for the prisoner at the bar, gave notice of an appeal, and Judge Jackson said he would grant the defense sixty days in which to make the appeal, instead of the thirty days usually allowed by the law. Thus ended, so far as the Pulaski Circuit Court is concerned, one of the most exciting and interesting murder trials ever held in this state.

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The argument for the prosecution was opened by Hon. J. C. Wyser, who spoke for two hours in a most logical and convincing way, detailing the course that the criminal intent had run in the woman's mind, showing that the crime was prompted by malice and jealousy that were born of her own suspicious nature, that in the previous suspicion of the party she showed her premeditation, and in her anxiety to secure the deed to the dead man's property, and the insurance policies that were written on his life, she displayed the cupidity that entered into her motives. Mr. E. Lee Trinkle, of Wytheville, and Mr. A. E. Edwards of this place, both made able arguments in the prisoner's behalf, and their entire defense was that the woman was insane, and therefore not responsible for her act. It is said by many that Mr. Trinkle's masterly effort was one of the most eloquent and passionate appeals for the clemency of the jury ever heard in this court, and that he made the most of the slender hope that existed for the insanity plea. The Commonwealth's attorney, Mr. John S. Draper, who closed the argument for the defense, said that the two men have been well thought of and have families.

Mr. Harris clerked in the stores only on Saturday. He is one of the foremen of the finishing room at the Durham Hosiery, and the dead man also held a position in another department. No one has ever heard of a conflict between the two men in any way.

The shooting was the result of a personal quarrel. An inquest over the remains will be held to-morrow afternoon.

Surrendered Himself.

After the shooting, Harris walked to the door just as an officer entered and held up his left hand, motioning with the pistol in the other hand for the officer to place him under arrest. He was immediately taken in charge and carried to jail. On the way he made a short statement to the police, which will be given out after the inquest to-morrow afternoon at 2 o'clock. An autopsy was held over the remains to-night. It was found that the bullet entered directly in the centre of the breast, changed its course to the left, going through the heart and was located in a rib in the back.

The tragedy has cast a shadow over many friends of both Harris and Goss. They were quiet young men and it always seemed that the best of feelings existed between them. Nothing definite can be learned to-night as to the cause of the shooting. A number of the relatives of both parties have been interviewed, but are blind to the cause of the tragedy. Not a word passed when the young man, Goss, was shot, but he told a friend just before he went in that Harris owed him some money and he was going to collect the amount. Goss went to the back of the store, Harris pulled his pistol and fired three shots to the floor and lived about eight minutes.

SCALES IS GIVEN TWELVE YEARS

Convicted of Murder in the Second Degree After Trial Lasting All the Week.

[Special to The Times-Dispatch.]

STUART, VA., December 1.—Everett Scales, who was arrested at Lexington, Ky., last June, for the murder of C. T. Smith in Patrick county last Christmas, has been on trial here this week, and yesterday afternoon the jury found him guilty of murder in the second degree and fixed his confinement in the Penitentiary at twelve years. The prosecution was conducted by J. M. Hooper, Commonwealth's attorney, and S. A. Thompson, and the defendant was represented by John W. Carter and W. H. Gravely, of Martinsville, Va., and R. E. Woolwine, of Wytheville.

The two sides were personally acquainted with President Spencer. Those selected are Peter Laws, Frank Palmer, Henry Wilson, Anthony Phillips, Benjamin Warrick, Thomas Winters, George Jones and William Brown.

Members of the office force of the Southern Railway will assemble at the offices in the city at 1:30 P. M. to attend the funeral as a body.

The family of C. T. Spencer and the officials of the Southern Railway have received a large number of telegrams of sympathy and regret at Mr. Spencer's death, voicing the universal appreciation in which he was held throughout the country among all classes of people.

Among the senders were Ambassador McCormick, at Paris; A. J. Cassatt, Robert T. Lincoln, Stuyvesant Fish, R. C. Clowry, E. H. Harriman and George J. Gould.

The messages were not confined to railroad officials, but came from boards of trade, mayors and other prominent people from all sections.

PREPARE PRIFES IN RAILWAY CONTROVERSY

WASHINGTON, D. C., December 1.—Presentation of the case of the International Association of Machinists, in its controversy with the Southern Railway, was made to-day to the umpire, Judge George Gray. The statement was presented to him in Wilmington, Del., by D. J. Conlon, the arbitrator for the International Association of Machinists. Yesterday a copy of the statement was presented to Alfred P. Thorne, general counsel of the Southern Railway, who represents that company as arbitrator. The arbitrators will prepare their briefs and file them with Judge Gray, who will render a final decision in the case by January 10th.

GORDON DUBOSE, BANKER, GETS FIVE YEARS

BIRMINGHAM, ALA., December 1.—The jury in the case of Gordon Dubose, former president of the defunct First National Bank of Bessemer, charged with misappropriation and embezzlement of national bank's funds, returned a verdict in the Federal Court to-day, finding the defendant guilty of all counts of misappropriation of funds, but not guilty of all accounts of abstraction and embezzlement. There were 120 counts in the indictment, and the amount involved was about \$48,000, which sum, it is alleged, Dubose lost in cotton speculation.

Dubose made good the losses, but the Federal government prosecuted him for violation of the national banking laws. Judge Jones sentenced Dubose to five years' imprisonment, the minimum penalty.

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SCENE IN HERKIMER COURT ROOM DURING TRIAL OF GILLETTE FOR ALLEGED MURDER OF HIS SWEETHEART, MISS GRACE BROWN

CHESTER GILLETTE

SHOT BY CLERK IN CROWDED STORE MAYBRICK C SE IN COURT HERE

Exciting Tragedy Marks Busy Hour of Evening in Leading Durham Establishments.

THE CAUSE NOT KNOWN

Young Men Supposed to Have Been Friends Until the Tragedy Occurred.

[Special to The Times-Dispatch.]

DURHAM, N. C., December 1.—With-out instant warning in a large crowd of customers that had congregated in one of the leading business stores on Main Street, Joe Harris, a clerk, shot and instantly killed Maynard Glass, then instantly turned upon the police, shouting shortly before 6 o'clock.

Both men have heroic qualities and neither had ever been in any serious trouble previous to this. Both were well thought of and have families.

Mr. Harris clerked in the stores only on Saturday. He is one of the foremen of the finishing room at the Durham Hosiery, and the dead man also held a position in another department. No one has ever heard of a conflict between the two men in any way.

The shooting was the result of a personal quarrel. An inquest over the remains will be held to-morrow afternoon.

Criminal Intent.

The argument for the prosecution was opened by Hon. J. C. Wyser, who spoke for two hours in a most logical and convincing way, detailing the course that the criminal intent had run in the woman's mind, showing that the crime was prompted by malice and jealousy that were born of her own suspicious nature, that in the previous suspicion of the party she showed her premeditation, and in her anxiety to secure the deed to the dead man's property, and the insurance policies that were written on his life, she displayed the cupidity that entered into her motives. Mr. E. Lee Trinkle, of Wytheville, and Mr. A. E. Edwards of this place, both made able arguments in the prisoner's behalf, and their entire defense was that the woman was insane, and therefore not responsible for her act. It is said by many that Mr. Trinkle's masterly effort was one of the most eloquent and passionate appeals for the clemency of the jury ever heard in this court, and that he made the most of the slender hope that existed for the insanity plea.

Both Will Be Here.

Asks for Argument on Merits To-Morrow.

[Special to The Times-Dispatch.]

LYNCHBURG, VA., December 1.—Fireman Colin E. Fore, of the Lynchburg Fire Department, died at the Lynchburg Sanitarium from congestion, the result of his work at the big fire in Main Street on Thursday morning. The attending physician thinks the death of the fireman was due to the fact that he got under a stream from another company several times, when he was overheated. This, coupled with partial asphyxia from smoke, soon rendered him unconscious, from which he did not emerge. He was forty years old, a native of Appomattox county, and was one of a family of eleven children. His record in the department was perfect.

Up to this time all the proceedings in the case have been had before a commissioner in chambers and consisted chiefly of the taking of depositions of many witnesses in various States. In the last four or five years depositions have been taken in New York, Kentucky, West Virginia, Pennsylvania, and in Washington, D. C. These depositions made up a voluminous record of probably 2,000 pages of printed testimony, and the costs in the case will be heavy.

The trial of the case on its merits will begin to-morrow before Judge Grinnan.

Attorneys S. R. Hodges of Washington, D. C., and Hill Montague, of this city, represent the plaintiff, while Messrs. Hill Carter and Phil B. Sheld will appear for the defendant, Mr. Armstrong. It is possible that the trial of the case may be continued, but so far as the court officials are informed this is not probable.

An interesting feature of the trial will be the presence in the courtroom of Baroness von Roques and her daughter, Mrs. Maybrick, both of whom are expected to be here. They were in the city two years ago, but were seen by few persons.

A MENTAL HEALER DIDN'T CURE HERSELF

Admits She Couldn't, Pays Her Fine, Promises to Quit and Is Released.

[Special to The Times-Dispatch.]

JACKSONVILLE, FLA., December 1.—The case of Helen Wilhelmina Post, the mental healer, of Sea Breeze, Fla., which has been pending in the United States Court for six years, was ended to-day. Mrs. Post filed an affidavit that she is suffering from acute inflammatory rheumatism, of which she cannot cure herself, and promised to cease the use of the United States mails in carrying on mental healing business, and to release from the sentence of confinement in the federal prison for the thirty days.

Post is now seventy-five years old, broken in health, and says that all her wealth has been spent in attorneys' fees defending the cases against her, aggregating \$25,000.

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RICHMOND, VA., SUNDAY, DECEMBER 2, 1906.

THE TIMES-DISPATCH

WEEKLY JOURNAL OF THE TIMES

OF RICHMOND, VA.

PRICE FIVE CENTS.

INDIGNANT OVER ADVANCE IN MILK

Burden Falls Heavily on Shoulders of the Consumers.

BLANTON DENIES THERE IS TRUST

Dealers Will Get Three Cents More on Gallon Than Ever Before—Conditions Pre-

vailing in Number of Other Cities in State.

PRICE OF MILK IN OTHER CITIES

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